IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF CALIFORNIA

SYNAPTICS INCORPORATED,

No. C 07-06434 CRB

Plaintiff,

ORDER RE CLAIM CONSTRUCTION HEARING

v.

ELANTECH DEVICES CORPORATION,

Defendant.

The claim construction hearing in the above matter is scheduled for Tuesday, October 21, 2008 at 10:00 a.m. At oral argument the parties should focus their presentations on the following questions:

A. Capacitance profile

- 1. What, if anything, is wrong with the following constructions?
- "Capacitance profile" means "a set of data representing processed and quantified capacitance information;" or
- "Capacitance profile" means "a collection of processed and quantified capacitance information."
- 2. Does "a complete set of capacitance measurements [in a given direction]" include capacitance measurements for all conductive lines [in a given direction]?
- 3. How does "a complete set of capacitance measurements [in a given direction]" differ from "a complete set of sampled points [in a given direction]?"

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| 4. | Can a "capacitance profile" be developed using less than "a complete set of |
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| capacitance | measurements." |

Can a "capacitance profile" be developed using less than "a complete set of 5. sampled points?"

"Developing capacitance profiles" **B**.

- What, if anything, is wrong with the following construction? 1. "Developing capacitance profiles" means "simultaneously measuring the capacitance on [a set of] conductive lines in an X or Y direction and then processing that capacitance information."
- 2. Does the parallel scanning technique require that all conductive lines be measured simultaneously? Or could fewer than all conductive lines (such as a plurality or a subset of conductive lines) be measured simultaneously?

Each party is allotted up to 30 minutes for argument.

IT IS SO ORDERED.

Dated: October 17, 2008

UNITED STATES DISTRICT JUDGE